



ATTORNEYS AT LAW



Robert Greene Sterne
Edward J. Kessler
Jorg A. Goldstein
David K.S. Cornwell
Robert W. Esmond
Tracy-Gene G. Durkin
Michele A. Cimbala
Michael B. Ray
Robert E. Sokohl
Eric K. Steffe
Michael Q. Lee
Steven R. Ludwig
John M. Covert
Linda E. Alcorn
Robert C. Millonig
Lawrence B. Bugalsky
Donald J. Featherstone
Michael V. Messinger

Judith U. Kim
Timothy J. Shea, Jr.
Patrick E. Garrett
Jeffrey T. Helvey*
Heidi L. Kraus
Crystal D. Sayles
Edward W. Yee
Albert L. Ferro*
Donald R. Banowitz
Peter A. Jackman
Molly A. McCall
Teresa U. Medler
Jeffrey S. Weaver
Kendrick P. Patterson
Vincent L. Capuano
Albert J. Fasulo II*
Eldora Ellison Floyd
W. Russell Swindell

Thomas C. Fiala
Brian J. Del Buono
Virgil Lee Beaston*
Reginald D. Lucas*
Kimberly N. Reddick
Theodore A. Wood
Elizabeth J. Haanes
Bruce E. Chalker
Joseph S. Ostroff
Frank R. Cottingham
Christine M. Lhuillier
Rae Lynn Prengaman
Jane Shershenovich*
Lawrence J. Carroll*
George S. Bardmesser
Daniel A. Klien*
Rodney G. Maze
Jason D. Eisenberg
Michael A. Specht*

Registered Patent Agents*
Karen R. Markowicz
Andrea J. Kamage
Nancy J. Leith
Ann E. Summerfield
Helene C. Carlson
Gaby L. Longsworth
Matthew J. Dowd
Aaron L. Schwartz
Angelique G. Uy
Boris A. Matvenko
Mary B. Tung
Katrina Y. Pei
Bryan L. Shelton
Robert A. Schwartzman
John J. Figueroa
Timothy A. Doyle
Jennifer R. Mahalingappa

Senior Counsel
Samuel L. Fox
Kenneth C. Bass III
Lisa A. Dunner

2122

*Admitted only in Maryland
*Admitted only in Virginia
*Admitted only in Texas
*Practice Limited to Federal Agencies

Commissioner for Patents
Washington, D.C. 20231

November 18, 2002

WRITER'S DIRECT NUMBER:

(202) 312-7282

INTERNET ADDRESS:

GBARDMES@SKGF.COM

Art Unit 2122

Re: U.S. Utility Patent Application
Appl. No. 09/560,555; Filed: April 28, 2000
For: **Method and Computer Program Product for Precise Feedback Data Generation and Updating for Compile-Time Optimizations**
Inventors: Stephenson *et al.*
Attorney Docket No. 15-4-910.00 (1452.3010000/MBR/GSB)

Sir:

Transmitted herewith for appropriate action are the following documents:

RECEIVED
NOV 20 2002
Technology Center 2100

1. Amendment and Reply Under 37 C.F.R. §1.111;
2. Fee Transmittal Form PTO/SB/17;
3. Our check no. 37317 in the amount of \$168.00 for independent claim fee; and
4. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.


Michael B. Ray
Attorney for Applicants
Registration No. 33,997

MBR/GSB:krh

Enclosures

SKGF_DC1:54643.1

Sterne, Kessler, Goldstein & Fox P.L.L.C. : 1100 New York Avenue, NW : Washington, DC 20005 : 202.371.2600 f 202.371.2540 : www.skgf.com

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEES TRANSMITTAL for FY 2002		Complete if Known	
Patent fees are subject to annual revision.		Application Number	09/560,555
		Filing Date	April 28, 2000
		First Named Inventor	David Stephenson
		Examiner Name	Gross, Kenneth A.
		Group Art Unit	2122
		Attorney Docket No.	15-4-910.00 (1452.3010000/MBR/GSB)
TOTAL AMOUNT OF PAYMENT		(\$) 168.00	

METHOD OF PAYMENT (check one)		FEES CALCULATION (continued)																																																																																																																																																																																													
<p>1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:</p> <p>Deposit Account Number 19-0036</p> <p>Deposit Account Name Sterne, Kessler, Goldstein & Fox P.L.L.C.</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17</p> <p><input type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27</p>		<p>3. ADDITIONAL FEES</p> <table border="1"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Fee (\$)</th> <th>Fee Description</th> <th>Fee paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td>For filing a request for <i>ex parte</i> reexamination</td><td></td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>116</td><td>400</td><td>216</td><td>200</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>117</td><td>920</td><td>217</td><td>460</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>118</td><td>1,440</td><td>218</td><td>720</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>128</td><td>1,960</td><td>228</td><td>980</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>119</td><td>320</td><td>219</td><td>160</td><td>Notice of Appeal</td><td></td></tr> <tr><td>120</td><td>320</td><td>220</td><td>160</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>121</td><td>280</td><td>221</td><td>140</td><td>Request for oral hearing</td><td></td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive - unavoidable</td><td></td></tr> <tr><td>141</td><td>1,280</td><td>241</td><td>640</td><td>Petition to revive - unintentional</td><td></td></tr> <tr><td>142</td><td>1,280</td><td>242</td><td>640</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>143</td><td>460</td><td>243</td><td>230</td><td>Design issue fee</td><td></td></tr> <tr><td>144</td><td>620</td><td>244</td><td>310</td><td>Plant issue fee</td><td></td></tr> <tr><td>122</td><td>130</td><td>122</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>123</td><td>130</td><td>123</td><td>130</td><td>Petitions related to provisional applications</td><td></td></tr> <tr><td>126</td><td>180</td><td>126</td><td>180</td><td>Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td>581</td><td>40</td><td>481</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>146</td><td>740</td><td>246</td><td>370</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr> <tr><td>149</td><td>740</td><td>249</td><td>370</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr> <tr><td>179</td><td>740</td><td>279</td><td>370</td><td>Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>169</td><td>900</td><td>169</td><td>900</td><td>Request for expedited examination of a design application</td><td></td></tr> <tr> <td colspan="6">Other fee (specify):</td> </tr> <tr> <td colspan="6">Other fee (specify):</td> </tr> </tbody> </table>				Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description	Fee paid	105	130	205	65	Surcharge - late filing fee or oath		127	50	227	25	Surcharge - late provisional filing fee or cover sheet		139	130	139	130	Non-English specification		147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination		112	920*	112	920*	Requesting publication of SIR prior to Examiner action		113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action		115	110	215	55	Extension for reply within first month		116	400	216	200	Extension for reply within second month		117	920	217	460	Extension for reply within third month		118	1,440	218	720	Extension for reply within fourth month		128	1,960	228	980	Extension for reply within fifth month		119	320	219	160	Notice of Appeal		120	320	220	160	Filing a brief in support of an appeal		121	280	221	140	Request for oral hearing		138	1,510	138	1,510	Petition to institute a public use proceeding		140	110	240	55	Petition to revive - unavoidable		141	1,280	241	640	Petition to revive - unintentional		142	1,280	242	640	Utility issue fee (or reissue)		143	460	243	230	Design issue fee		144	620	244	310	Plant issue fee		122	130	122	130	Petitions to the Commissioner		123	130	123	130	Petitions related to provisional applications		126	180	126	180	Submission of Information Disclosure Stmt		581	40	481	40	Recording each patent assignment per property (times number of properties)		146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))		149	740	249	370	For each additional invention to be examined (37 CFR 1.129(b))		179	740	279	370	Request for Continued Examination (RCE)		169	900	169	900	Request for expedited examination of a design application		Other fee (specify):						Other fee (specify):					
Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description	Fee paid																																																																																																																																																																																										
105	130	205	65	Surcharge - late filing fee or oath																																																																																																																																																																																											
127	50	227	25	Surcharge - late provisional filing fee or cover sheet																																																																																																																																																																																											
139	130	139	130	Non-English specification																																																																																																																																																																																											
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination																																																																																																																																																																																											
112	920*	112	920*	Requesting publication of SIR prior to Examiner action																																																																																																																																																																																											
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action																																																																																																																																																																																											
115	110	215	55	Extension for reply within first month																																																																																																																																																																																											
116	400	216	200	Extension for reply within second month																																																																																																																																																																																											
117	920	217	460	Extension for reply within third month																																																																																																																																																																																											
118	1,440	218	720	Extension for reply within fourth month																																																																																																																																																																																											
128	1,960	228	980	Extension for reply within fifth month																																																																																																																																																																																											
119	320	219	160	Notice of Appeal																																																																																																																																																																																											
120	320	220	160	Filing a brief in support of an appeal																																																																																																																																																																																											
121	280	221	140	Request for oral hearing																																																																																																																																																																																											
138	1,510	138	1,510	Petition to institute a public use proceeding																																																																																																																																																																																											
140	110	240	55	Petition to revive - unavoidable																																																																																																																																																																																											
141	1,280	241	640	Petition to revive - unintentional																																																																																																																																																																																											
142	1,280	242	640	Utility issue fee (or reissue)																																																																																																																																																																																											
143	460	243	230	Design issue fee																																																																																																																																																																																											
144	620	244	310	Plant issue fee																																																																																																																																																																																											
122	130	122	130	Petitions to the Commissioner																																																																																																																																																																																											
123	130	123	130	Petitions related to provisional applications																																																																																																																																																																																											
126	180	126	180	Submission of Information Disclosure Stmt																																																																																																																																																																																											
581	40	481	40	Recording each patent assignment per property (times number of properties)																																																																																																																																																																																											
146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))																																																																																																																																																																																											
149	740	249	370	For each additional invention to be examined (37 CFR 1.129(b))																																																																																																																																																																																											
179	740	279	370	Request for Continued Examination (RCE)																																																																																																																																																																																											
169	900	169	900	Request for expedited examination of a design application																																																																																																																																																																																											
Other fee (specify):																																																																																																																																																																																															
Other fee (specify):																																																																																																																																																																																															
<p>2. BASIC FILING FEE</p> <table border="1"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>101</td><td>740</td><td>201</td><td>370</td><td>Utility filing fee</td><td></td></tr> <tr><td>106</td><td>330</td><td>206</td><td>165</td><td>Design filing fee</td><td></td></tr> <tr><td>107</td><td>510</td><td>207</td><td>255</td><td>Plant filing fee</td><td></td></tr> <tr><td>108</td><td>740</td><td>208</td><td>370</td><td>Reissue filing fee</td><td></td></tr> <tr><td>114</td><td>160</td><td>214</td><td>80</td><td>Provisional filing fee</td><td></td></tr> <tr> <td colspan="6">SUBTOTAL (1) (\$) 0</td> </tr> </tbody> </table>		Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description	Fee Paid	101	740	201	370	Utility filing fee		106	330	206	165	Design filing fee		107	510	207	255	Plant filing fee		108	740	208	370	Reissue filing fee		114	160	214	80	Provisional filing fee		SUBTOTAL (1) (\$) 0						<p>RECEIVED</p> <p>NOV 20 2002</p> <p>Technology Center 2100</p>																																																																																																																																																			
Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description	Fee Paid																																																																																																																																																																																										
101	740	201	370	Utility filing fee																																																																																																																																																																																											
106	330	206	165	Design filing fee																																																																																																																																																																																											
107	510	207	255	Plant filing fee																																																																																																																																																																																											
108	740	208	370	Reissue filing fee																																																																																																																																																																																											
114	160	214	80	Provisional filing fee																																																																																																																																																																																											
SUBTOTAL (1) (\$) 0																																																																																																																																																																																															
<p>2. EXTRA CLAIM FEES</p> <table border="1"> <thead> <tr> <th>Extra</th> <th>Fee from below</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>Total Claims 20 - 20**</td><td>= 0</td><td>X 0 = 0</td></tr> <tr><td>Indep. Claims 5 - 3**</td><td>= 2</td><td>X 84 = 168.00</td></tr> <tr><td>Multiple Dependent</td><td>0</td><td>= 0</td></tr> <tr> <td colspan="3">SUBTOTAL (2) (\$) 168.00</td> </tr> </tbody> </table>		Extra	Fee from below	Fee Paid	Total Claims 20 - 20**	= 0	X 0 = 0	Indep. Claims 5 - 3**	= 2	X 84 = 168.00	Multiple Dependent	0	= 0	SUBTOTAL (2) (\$) 168.00			<p>** or number previously paid, if greater; For Reissues, see above</p> <p>SUBTOTAL (3) (\$) 0</p>																																																																																																																																																																														
Extra	Fee from below	Fee Paid																																																																																																																																																																																													
Total Claims 20 - 20**	= 0	X 0 = 0																																																																																																																																																																																													
Indep. Claims 5 - 3**	= 2	X 84 = 168.00																																																																																																																																																																																													
Multiple Dependent	0	= 0																																																																																																																																																																																													
SUBTOTAL (2) (\$) 168.00																																																																																																																																																																																															

SUBMITTED BY		Complete (if applicable)			
Name (Print/Type)	Michael B. Ray	Registration No. (Attorney/Agent)	33,997	Telephone	202-371-2600
Signature				Date	11/18/02

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.
SKGF Rev. 6/11/02 mnac